

**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
GREENVILLE DIVISION**

**The Michelin Retirement Plan and the  
Investment Committee of the Michelin  
Retirement Plan,**

**Plaintiffs,**

**v.**

**Dilworth Paxson, LLP; BFG Socially  
Responsible Investments, Ltd.; Burnham  
Financial Group, Inc.; Burnham Securities,  
Inc.; COR Fund Advisors, LLC; GMT  
Duncan, LLC; Greenberg Traurig, LLP;  
Thorsdale Fiduciary and Guaranty Company  
Ltd.; U.S. Bank National Association; Valor  
Group Ltd.; Wakpamni Lake Community  
Corp.; Wealth-Assurance AG; Wealth  
Assurance Private Client Corporation;  
Timothy B. Anderson; Jon Michael Burnham;  
Devon D. Archer; Bevan T. Cooney; Hugh  
Dunkerley; Jason W. Galanis; John P.  
Galanis; Gary T. Hirst; Frankie D. Hughes;  
and Michelle A. Morton,**

**Defendants.**

**Case No. 6:16-cv-03604-HMH**

**DEFENDANT BEVAN T. COONEY'S  
RESPONSE TO PLAINTIFFS'  
MOTION TO STAY**

PLEASE TAKE NOTICE that Defendant Bevan T. Cooney hereby submits this response to Plaintiffs the Michelin Retirement Plan and the Investment Committee of the Michelin Retirement Plan's (collectively, "Plaintiffs") Motion to Stay (ECF No. 62). For all the reasons stated therein, Mr. Cooney respectfully submits that Plaintiffs' Motion to Stay should be granted.

DATED: February 7, 2017

Respectfully submitted,

/s/ Beattie B. Ashmore

Beattie B. Ashmore, P.A. Fed ID #5215  
650 E. Washington Street  
Greenville, South Carolina 29601  
Tel: (864) 672-1406  
Email: beattie@beattieashmore.com

Matthew D. Umhofer (admitted *pro hac vice*)  
Diane H. Bang (admitted *pro hac vice*)  
SPERTUS, LANDES & UMHOFFER, LLP  
1990 South Bundy Dr., Ste. 705  
Los Angeles, California 90025  
Tel: (310) 826-4700  
Fax: (310) 826-4711  
Email: matthew@spertuslaw.com  
Email: diane@spertuslaw.com

*Attorneys for Bevan T. Cooney*